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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Attorney Docket No. 081356-016

**RECEIVED**  
JAN 16 2004  
TECH CENTER 3600/2900

Applicants: Katsuhiko MIKOSHIBA *et al.*

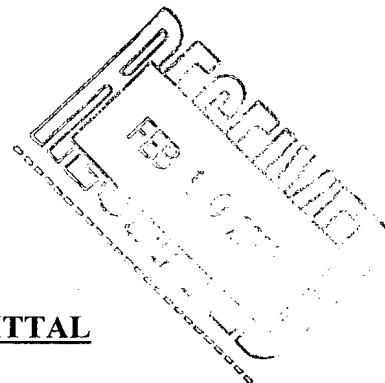
Title: RNA-BINDING PROTEIN

Application No.: 09/821,687

Filing Date: March 30, 2001

Examiner: Konstantina T. KATCHEVES

Art Unit: 1636



**DECLARATION UNDER 37 C.F.R. §1.131 TRANSMITTAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313

Sir:

Attached is a Katz Declaration executed by applicants for the captioned application.

Applicants wish to thank Examiner Katcheves for the courtesies extended during the telephone interview with applicants' representative on January 13, 2004 regarding this Declaration.

Applicants respectfully submit that this application is now in condition for allowance. An early notice to this effect is earnestly solicited.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of

papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

Date January 14, 2004

FOLEY & LARDNER  
Customer Number: 22428



22428

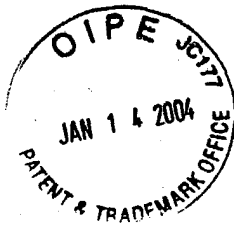
PATENT TRADEMARK OFFICE

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A handwritten signature in black ink, appearing to read 'Matthew E. Mulkeen', written over a horizontal line.

Matthew E. Mulkeen  
Attorney for Applicants  
Registration No. 44,250



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Attorney Docket No. 081356-0162

Applicants: Katsuhiko MIKOSHIBA *et al.*  
Title: RNA-BINDING PROTEIN  
Application No.: 09/821,687  
Filing Date: March 30, 2001  
Examiner: Konstantina T. KATCHEVES  
Art Unit: 1636

**DECLARATION UNDER 37 C.F.R. § 1.131**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

We, Katsuhiko Mikoshiba and Akihiro Mizutani, being duly warned, hereby declare as follows:

1. We are both co-inventors of the invention claimed in the captioned application.
2. We submit this declaration to establish conception before March 31, 2000, in a WTO country (Japan), of subject matter claimed in the above-captioned application. We understand that March 31, 2000 is the effective prior-art date of Mizutani *et al.*, *J. Biol. Chem.* 275: 9823-9831, which we understand is cited in the Office Action dated May 7, 2003.
3. The co-authors of the Mizutani article include the inventors of the above-captioned application. The other co-authors, namely M. Hukida, K. Ibata, and Y. Shiraishi, however, did not participate in the conception of or make an inventive contribution to the claimed invention.

4. We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the captioned application or any patent issued thereon.

Full Name of First Inventor Katsuhiko Mikoshiba

Inventor's Signature 御子塚 直弘

Date December 25, 2003

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Residence: Japan

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Full Name of Second Inventor Akihiro Mizutani

Inventor's Signature 水谷 彰弘

Date December 25, 2003

Country of Citizenship Japan

Residence: Japan

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